THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.16106 of 2007

30.7.2007

Between:

K.B.Rajendran, S/o.late K.Bala Subrahmanyam Chetty
And others

… Petitioners

AND

The District Collector, Nellore District
And others

… Respondent

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.16106 of 2007

ORDER:

The mother of petitioners, late Sampoornamma, allegedly purchased various extents of land in survey Nos.972/1, 973/1 and 974 situated at Kovur village in Nellore District, under different sale deeds. The petitioners being legal heirs succeeded to the property. They paid necessary amounts by way of challan, dated 11.4.2005, and made representation to the Tahsildar, second respondent herein, seeking survey, in vain. Therefore, they filed the instant writ petition seeking a direction to second respondent to conduct survey.

In support of the allegation that they made application for survey, they filed a copy of challan dated 11.4.2005 paid at Sub-Treasury, Kovur. They also filed endorsement being Rc.B.325/2005, dated 06.6.2005, wherein third petitioner was asked to attend survey on 17.6.2005. Petitioners allege that they appeared before second respondent and brought to his notice the mistakes that have crept in the endorsement dated 06.6.2005. It is brought to the notice of this Court that survey was not conducted on 17.6.2005.

After receiving the application, second respondent initiated action and informed third petitioner to attend for survey on 17.6.2005, but the survey was not conducted. Therefore, it would be in the interest of justice to direct the second respondent to ensure survey is conducted as expeditiously as possible. This exercise may be completed within a period of eight weeks from the date of receipt of a copy of this order, in the presence of the petitioners or their representative capable of showing various extents of the land purchased by the mother of the petitioners.

The writ petition, with the above observations, is accordingly disposed of. No costs.

(**V.V.S.RAO,J**)

July 30, 2007.
YS